



**MICHIGAN**  
**HOUSE OF REPRESENTATIVES**  
P.O. Box 30014  
LANSING, MICHIGAN 48909-7514

## **HOUSE STANDING COMMITTEE ON JUDICIARY**

Tuesday, December 5<sup>th</sup>, 2017                      12:00 p.m.                      Room 326 House Office Building

Representative Runestad, Chair, called the meeting to order.

Chair Runestad requested attendance be called to establish a quorum of the appointed committee members:

Present: Reps. Runestad, Theis, Howrylak, Cole, Hornberger, LaFave, Robinson, Guerra, and Sowerby.

Absent: Rep. Greimel.

Excused: Rep. Greimel.

Representative Theis moved to approve the minutes of the November 28<sup>th</sup>, 2017 meeting. The motion prevailed by unanimous consent.

The Chair laid HB 4842 before the committee:

HB 4842	(Tedder)	Weapons; concealed; pistol-free zones; exempt firefighters and medical first responders.
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Representative Tedder introduced the bill. Questions and discussion followed.

The Chair laid HB 5282 before the committee:

HB 5282	(Lucido)	Crimes; intoxication or impairment; hearing procedure for issuing a restricted license requiring the installation of ignition interlock device; modify.
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Representative Lucido introduced the bill.

Dave Richmond, representing the Michigan Secretary of State, submitted a testimony card in support of the bill, but did not wish to speak.

The Chair laid SB 630 before the committee:

SB 630	(Jones)	Traffic control; civil infraction procedures; driver license sanctions and reports to the secretary of state for certain violations; revise.
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Representative Theis moved to adopt substitute (H-1) for SB 630, the motion prevailed by a vote of 9-0-0.

**FAVORABLE ROLL CALL:**

Yeas: Reps. Runestad, Theis, Howrylak, Cole, Hornberger, LaFave, Robinson, Guerra, and Sowerby.

Nays: None.

Pass: None.

Representative Theis moved to report SB 630 with recommendation, as substitute (H-1). The motion prevailed by a vote of 9-0-0.

**FAVORABLE ROLL CALL:**

Yeas: Reps. Runestad, Theis, Howrylak, Cole, Hornberger, LaFave, Robinson, Guerra, and Sowerby.

Nays: None.

Pass: None.

The Chair laid SB 525 before the committee:

SB 525	(Jones)	Courts; reorganization; reorganization of courts and number of judgeships; modify.
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Representative Theis moved to adopt substitute (H-1) for SB 525. The motion prevailed by a vote of 8-0-1.

**FAVORABLE ROLL CALL:**

Yeas: Reps. Runestad, Theis, Howrylak, Cole, Hornberger, LaFave, Guerra, and Sowerby.

Nays: None.

Pass: Rep. Robinson.

Representative Guerra offered the following amendment to SB 525, as substitute (H-1):

1. Amend page 1, line 1, by striking out all of section 511.

Representative Guerra explained the amendment.

Representative Guerra moved to adopt the amendment for SB 525, as substitute (H-1). The motion did not prevail by a vote of 3-4-2.

**UNFAVORABLE ROLL CALL:**

Yeas: Reps. Robinson, Guerra, and Sowerby.

Nays: Reps. Runestad, Theis, Cole, and Hornberger.

Pass: Reps. Howrylak and LaFave.

Representative Robinson offered the following amendment to SB 525, as substitute (H-1):

1. Amend page 10, line 20, by striking out all of section 8121a.

Representative Robinson explained the amendment.

Representative Robinson moved to adopt the amendment for SB 525, as substitute (H-1). The motion did not prevail by a vote of 4-4-1.

**UNFAVORABLE ROLL CALL:**

Yeas: Reps. Howrylak, Robinson, Guerra, and Sowerby.

Nays: Reps. Runestad, Theis, Cole, and Hornberger.

Pass: Reps. LaFave.

The committee discussed the bill.

Representative Theis moved to report SB 525, with recommendation, as substitute (H-1). The motion prevailed by a vote of 7-2-0.

**FAVORABLE ROLL CALL:**

Yeas: Reps. Runestad, Theis, Howrylak, Cole, Hornberger, LaFave, and Sowerby.

Nays: Reps. Robinson and Guerra.

Pass: None.

The Chair laid SB 207 before the committee:

SB 207	(Green)	Law enforcement; other; arrest power for state property security officers; modify.
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Representative Theis moved to report SB 207 with recommendation. The motion prevailed by a vote of 9-0-0.

**FAVORABLE ROLL CALL:**

Yeas: Reps. Runestad, Theis, Howrylak, Cole, Hornberger, LaFave, Robinson, Guerra, and Sowerby.

Nays: None.

Pass: None.

The Chair laid HB 4430 before the committee:

HB 4430	(Howrylak)	Civil rights; privacy; state assistance of federal government data collection; restrict.
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Representative Theis moved to adopt substitute (H-1) for HB 4430. The motion prevailed by a vote of 9-0-0.

**FAVORABLE ROLL CALL:**

Yeas: Reps. Runestad, Theis, Howrylak, Cole, Hornberger, LaFave, Robinson, Guerra, and Sowerby.

Nays: None.

Pass: None.

Representative Cole moved to report HB 4430 with recommendation, as substitute (H-1). The motion prevailed by a vote of 8-0-1.

**FAVORABLE ROLL CALL:**

Yeas: Reps. Runestad, Theis, Howrylak, Cole, Hornberger, LaFave, Robinson, and Sowerby.

Nays: None.

Pass: Rep. Guerra.

The Chair laid HB 5220 before the committee:

HB 5220        (Hoitenga)        Weapons; other; purchase and possession of certain self-defense spray concentration; allow under certain circumstances.

Representative Hoitenga and Rochelle Mortin, representing Damsels In Defense, testified in support of the bill. Questions and discussion followed.

Sergeant Matt Williams, representing the Michigan State Police, submitted a testimony card with a neutral position on the bill, but did not wish to speak.

The committee returned to consideration of HB 4842.

Jason Gillman, representing Michigan Open Carry, testified in opposition to the bill. Questions and discussion followed.

Representative Theis moved to excuse the absent member. There being no objection, the motion prevailed by unanimous consent.

There being no further business to come before the committee, the Chair adjourned the meeting, the time being 12:54 p.m.

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Representative Runestad, Chair

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Date Approved and Signed

Matthew Carnagie  
Committee Clerk  
December 5<sup>th</sup>, 2017